

R E M A R K S

It is respectfully requested that the Examiner enter and consider applicants' amendment of page 1 of the specification.

Applicants have revised the cross-reference to prior applications to fully show the relation to provisional application No. 60/043,820 at the outset of the description as suggested by the Examiner. No new matter has been added. Withdrawal of the Examiner's respective objection is therefore respectfully solicited. It is further respectfully requested that the Examiner enter and consider applicants' amendment of Claim 9 as indicated in the Listing of Claims set forth in Appendix III of this paper. Accordingly, applicants have corrected a typographical error changing "od claim" to --of claim--. No new matter has been added. Favorable action is respectfully solicited

REQUEST FOR EXTENSION OF TIME:

It is respectfully requested that a five month extension of time be granted in this case. A check for the \$2,010.00 fee is attached.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees to Deposit Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,

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Encl.: THE SUBSTITUTE SECTION(S) OF THE SPECIFICATION (Appendix I)  
THE CHANGE(S) IN THE SPECIFICATION (Appendix II)  
THE LISTING OF CLAIMS (Appendix III)  
THE CURRENT CLAIMS (Appendix IV)

HBK/BAS

## A P P E N D I X II:

THE CHANGE(S) IN THE SPECIFICATION:

On page 1:

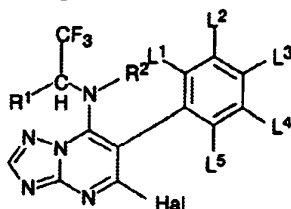
- The text inserted before the first line by way of preliminary amendment has been amended as follows:

This is a divisional application of [~~depending application(s)~~  
~~serial number~~] application Serial No. 09/272,916, filed March 19,  
1999 (now US 6,255,369), the entire disclosure of which is hereby  
incorporated by reference, which is based on PCT/US 98/05615,  
filed on March 23, 1998, which claims the benefit of U.S. Provi-  
sional Application No. 60/043,820, filed April 14, 1997.

## APPENDIX III:

THE LISTING OF CLAIMS (version with markings):

1. (previously presented) A compound of formula I



(I)

in which

R<sup>1</sup> represents a hydrogen or a methyl group;

R<sup>2</sup> represents a hydrogen atom or an optionally substituted C<sub>1</sub>-C<sub>10</sub>-alkyl, C<sub>2</sub>-C<sub>10</sub>-alkenyl, C<sub>2</sub>-C<sub>10</sub>-alkynyl, C<sub>4</sub>-C<sub>10</sub>-alkadienyl or phenyl group, wherein the optional substituents are selected from the group consisting of nitro, cyano, C<sub>3</sub>-C<sub>6</sub>-cycloalkyl, C<sub>3</sub>-C<sub>6</sub>-cycloalkenyl, C<sub>1</sub>-C<sub>6</sub>-haloalkyl, C<sub>3</sub>-C<sub>6</sub>-halocycloalkyl, C<sub>1</sub>-C<sub>6</sub>-alkoxy, C<sub>1</sub>-C<sub>6</sub>-haloalkoxy, tri-C<sub>1</sub>-C<sub>4</sub>-alkylsilyl, phenyl, halophenyl, dihalophenyl and pyridyl;

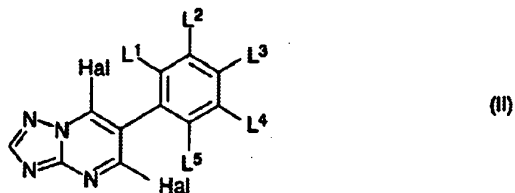
Hal represents a halogen atom; and

L<sup>1</sup> through L<sup>5</sup> each represent a hydrogen or halogen atom or an C<sub>1</sub>-C<sub>10</sub>-alkyl, C<sub>1</sub>-C<sub>10</sub>-alkoxy or nitro group, provided that at least one of L<sup>1</sup> through L<sup>5</sup> represents a nitro or alkoxy group.

2. (original) A compound according to claim 1 in which at least one of L<sup>1</sup> and L<sup>5</sup> represents a halogen atom.
3. (original) A compound according to claim 1 in which R<sup>2</sup> represents a hydrogen or a C<sub>1-10</sub> alkyl group.
4. (original) A compound according to claim 1 in which at least one of R<sup>1</sup> and R<sup>2</sup> represents a hydrogen atom.
5. (previously presented) The compound of formula I defined in claim 1 which is selected from the group consisting of  
 5-chloro-6-(4-methoxyphenyl)-7-(2,2,2-trifluoroethylamino)-[1,2,-4]triazolo[1,5-a]pyrimidine;  
 5-chloro-6-(4-nitrophenyl)-7-(2,2,2-trifluoroethylamino)-[1,2,4]-triazolo[1,5-a]pyrimidine; and

5-chloro-6-(2,6-difluoro-4-methoxyphenyl)-7-[2-(1,1,1-trifluoro)-propyl)amino]-[1,2,4]triazolo[1,5-a]pyrimidine.

6. (previously presented) A process for the preparation of a compound of formula I as defined in claim 1, which process comprises:  
treating a compound of formula II



with an amine of formula III



in which M represents a hydrogen atom or a metal atom,  
to produce the compound of formula I.

7. (previously presented) A fungicidal composition which comprises a carrier, and as active agent, at least one compound of formula I as defined in claim 1.
8. (previously presented) A method of combating fungus at a locus which comprises treating the locus with a fungicidally effective amount of a compound of formula I as defined in claim 1.
9. (currently amended) The process [ed] of claim 6 wherein the metal atom represented by M is selected from the group consisting of Li, Na, K, Zn and Cu.